

Organization \_\_\_\_\_ Bldg./Room \_\_\_\_\_

UNITED STATES PATENT AND TRADEMARK OFFICE

P.O. Box 1450

Alexandria, VA. 22313-1450

If Undeliverable Return In Ten Days

Official Business

Penalty For Private Use, \$300

AN EQUAL OPPORTUNITY EMPLOYER



UNITED STATES POSTAGE  
02 1M \$ 00.4  
0004244975 AUG 02 21  
MAILED FROM ZIP CODE 22313

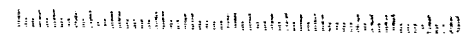
RECEIVED

AUG 16 2012

USPTO MAIL CENTER

NIXIE 787 SE 1 00 08/11/12  
RETURN TO SENDER  
ATTEMPTED - NOT KNOWN  
UNABLE TO FORWARD  
RC: 22313145050 AUG 17 - 004993-02-38

22313@1450  
78767096969





UNITED STATES PATENT AND TRADEMARK OFFICE



Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov  
DW Aug-12

BRACEWELL & PATTERSON LLP  
PO BOX 969  
AUSTIN TX 78767-0969

MAILED

AUG 02 2012

OFFICE OF PETITIONS

In re Application of  
Cohn et al.

Application Number: 08/364,334

Filing Date: 12/27/1994

Attorney Docket Number:

UK993044

ON PETITION

This is a decision in response to the petition under 37 CFR 1.137(b) filed on June 15, 2012, to revive the above-identified application.

The petition is GRANTED.

This application became abandoned on July 11, 2000, for failure to submit the issue fee in response to the Notice of Allowance and Issue Fee Due mailed on April 10, 2000, which set a three (3) month statutory period for reply. Notice of Abandonment was mailed on August 25, 2000.

The above-identified application has been abandoned for an extended period of time. The Patent and Trademark Office is relying on petitioner's duty of candor and good faith and accepting the statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional.<sup>1</sup>

The terminal disclaimer filed on June 15, 2012, under 37 CFR 1.137(c) has been entered and made of record. Effective September 8, 2000, 37 CFR 1.137(c)(1) has been added to state that a terminal disclaimer filed pursuant to this rule must dedicate to the public a terminal part of the term of any patent granted thereon equivalent to the lesser of: 1) the period of abandonment of the application; or 2) the period extending beyond twenty years from the date on which the application for patent

<sup>1</sup> See Changes to Patent Practice and Procedure, 62 Fed. Reg. at 53160 and 53178, 1203 Off. Gaz. Pat. Office at 88 and 103 (responses to comments 64 and 109) (applicant obligated under 37 CFR 10.18 to inquire into the underlying facts and circumstances when providing the statement required by 37 CFR 1.137(b) to the Patent and Trademark Office).

was filed in the United States, or, if the application contains a specific reference to an earlier filed application(s) under 35 U.S.C. 120, 121, or 365(c).<sup>2</sup> Accordingly, the period of the terminal disclaimer filed on June 15, 2012; will be equivalent to the lesser period (1) or (2), as noted above, for this application.

The application is referred to the Office of Data Management for processing into a patent.

Telephone inquiries concerning this matter may be directed to the undersigned at (571)272-3231.



Douglas I. Wood  
Senior Petitions Attorney  
Office of Petitions

---

<sup>2</sup> 65 Fed. Reg. 54,674 (2000).